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**BEFORE THE ARIZONA CORPORATION COMMISSION**

Arizona Corporation Commission

**COMMISSIONERS****DOCKETED**

GARY PIERCE, Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

JUN 27 2011

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF  
ARIZONA COIN TELEPHONE, INC. FOR THE  
APPROVAL OF THE SALE OF ASSETS AND/OR  
CANCELLATION OF THE CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO PROVIDE  
CUSTOMER-OWNED PAY TELEPHONE  
SERVICE IN THE STATE OF ARIZONA.

DOCKET NO. T-03463A-10-0511

DECISION NO. 72443**ORDER**

Open Meeting  
June 21 and 22, 2011  
Phoenix, Arizona

**BY THE COMMISSION:**

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

**FINDINGS OF FACT**

1. Arizona Coin Telephone, Inc. ("Applicant") has a Certificate of Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona pursuant to Decision No. 60573 (January 14, 1998).

2. On December 21, 2010, the Applicant filed with the Commission an application for cancellation of the Certificate ("Application").

3. On January 24, 2011, the Commission's Utilities Division Staff ("Staff") filed a Staff Report, recommending approval of the Application and cancellation of the Applicant's Certificate without a hearing.

4. According to the Application, the Applicant's President, John C. Garrett, is the person authorized to file the Application. Mr. Garrett indicated the Applicant no longer provides COPT service in Arizona and requests cancellation of its Certificate without a hearing.

5. Staff stated that the Consumer Services Section of the Utilities Division reported that there are no consumer complaints, inquiries, or opinions filed against the Applicant. Staff noted that

the Compliance Section of the Utilities Division indicated that the Applicant does not have any outstanding compliance issues with the Commission. Finally, Staff noted that the Commission's Corporations Division reported that the Applicant is delinquent in filing its 2010 Annual Report and is not in good standing.

6. Staff's recommendation is reasonable and should be adopted.

# **CONCLUSIONS OF LAW**

1. The Applicant is a public service corporation within the meaning of Article XV of the Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

2. The Commission has jurisdiction over the Applicant and the subject matter of the Application.

3. The cancellation of the Applicant's Certificate is in the public interest.

4. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COPT Certificates without a hearing.

5. Staff's recommendation is reasonable and should be adopted.

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**ORDER**

IT IS THEREFORE ORDERED that the Application of Arizona Coin Telephone, Inc. for the cancellation of its Certificate of Convenience and Necessity to provide customer-owned pay telephone service is approved and its Certificate of Convenience and Necessity is hereby cancelled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

  
CHAIRMAN  
COMMISSIONER  
COMMISSIONER  
COMMISSIONER  
COMMISSIONER

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON,  
Executive Director of the Arizona Corporation Commission,  
have hereunto set my hand and caused the official seal of the  
Commission to be affixed at the Capitol, in the City of  
Phoenix, this 27<sup>th</sup> day of June, 2011.

  
ERNEST G. JOHNSON  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_

1 SERVICE LIST FOR: ARIZONA COIN TELEPHONE, INC.

2 DOCKET NO.: T-03463A-10-0511

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